



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:) Before the Examiner
Richard A. Hynes) Daniel J. Davis
Serial No.: 10/099,797) Group Art Unit
Filed: March 15, 2002) 3733
SPINAL FIXATION SYSTEM AND) October 2, 2006
RELATED METHODS)

REQUEST FOR EXTENSION OF TIME

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.136(a), Applicant's undersigned attorney hereby requests that the date for responding to the pending office action, dated April 3, 2006, be extended three months, to and including October 3, 2006. The required fee of \$1020.00 for a three-month extension of time is enclosed herewith. Please charge any deficiency or apply any overpayment credit to Deposit Account No. 23-3030.

Respectfully submitted,

By

Christopher A. Brown, Reg. No. 41,642
Woodard, Emhardt, Moriarty,
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Bank One Center Tower
111 Monument Circle, Suite 3700
Indianapolis, Indiana 46204-5137
(317) 634-3456

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October 2, 2006
Date of deposit

Christopher A. Brown

Name of Registered Representative

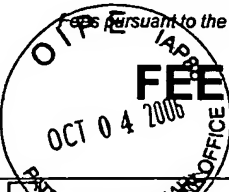
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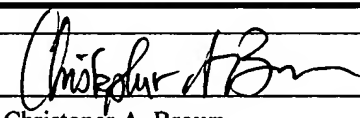
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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<p><i>Pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).</i></p> <div style="text-align: center;">  <h2 style="margin: 0;">FEE TRANSMITTAL</h2> <h3 style="margin: 0;">For FY 2006</h3> </div> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27</p> <p>TOTAL AMOUNT OF PAYMENT (\$)<u>1020.00</u></p>		<p style="text-align: center;">Complete if Known</p> <table border="1" style="width:100%; border-collapse: collapse;"> <tr><td>Application Number</td><td>10/009,797</td></tr> <tr><td>Filing Date</td><td>March 15, 2002</td></tr> <tr><td>First Named Inventor</td><td>HYNES, Richard A.</td></tr> <tr><td>Examiner Name</td><td>DAVIS, Daniel J.</td></tr> <tr><td>Art Unit</td><td>3733</td></tr> <tr><td>Attorney Docket No.</td><td>4002-2968/PC730.00</td></tr> </table>		Application Number	10/009,797	Filing Date	March 15, 2002	First Named Inventor	HYNES, Richard A.	Examiner Name	DAVIS, Daniel J.	Art Unit	3733	Attorney Docket No.	4002-2968/PC730.00																																																																															
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<p>METHOD OF PAYMENT (check all that apply)</p> <p> <input type="checkbox"/> Check <input checked="" type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____ </p> <p><input checked="" type="checkbox"/> Deposit Account Deposit Account number: <u>23-3030</u> Deposit Account Name: <u>Woodard, Emhardt, Moriarty, McNett & Henry LLP</u></p> <p>For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)</p> <p> <input type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee </p> <p> <input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 <input checked="" type="checkbox"/> Credit any overpayments. </p> <p>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>																																																																																														
<p>FEE CALCULATION</p> <p>1. BASIC FILING, SEARCH, AND EXAMINATION FEES</p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2"></th> <th colspan="2">FILING FEES</th> <th colspan="2">SEARCH FEES</th> <th colspan="2">EXAMINATION FEES</th> <th rowspan="2">Fees Paid (\$)</th> </tr> <tr> <th>Small Entity</th> <th>Fee (\$)</th> <th>Small Entity</th> <th>Fee (\$)</th> <th>Small Entity</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr> <td>Application Type</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>Utility</td> <td></td> <td>300</td> <td></td> <td>500</td> <td></td> <td>200</td> <td></td> </tr> <tr> <td>Design</td> <td></td> <td>200</td> <td></td> <td>100</td> <td></td> <td>130</td> <td></td> </tr> <tr> <td>Plant</td> <td></td> <td>200</td> <td></td> <td>300</td> <td></td> <td>160</td> <td></td> </tr> <tr> <td>Reissue</td> <td></td> <td>300</td> <td></td> <td>500</td> <td></td> <td>600</td> <td></td> </tr> <tr> <td>Provisional</td> <td></td> <td>200</td> <td></td> <td>0</td> <td></td> <td>0</td> <td></td> </tr> </tbody> </table> <p>2. EXCESS CLAIM FEES</p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Fee Description</th> <th>Small Entity</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr> <td>Each claim over 20 (including Reissues)</td> <td></td> <td>50</td> </tr> <tr> <td>Each independent claim over 3 (including Reissues)</td> <td></td> <td>200</td> </tr> <tr> <td>Multiple dependent claims</td> <td></td> <td>360</td> </tr> </tbody> </table> <p>Multiple Dependent Claims</p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Fee (\$)</th> <th>Fee Paid (\$)</th> </tr> </thead> <tbody> <tr> <td>x</td> <td>=0</td> </tr> </tbody> </table> <p>3. APPLICATION SIZE FEE</p> <p>If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 C.F.R. 1.16(s).</p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Total Sheets</th> <th>Extra Sheets</th> <th>Number of each additional 50 or fraction thereof</th> <th>Fee (\$)</th> <th>Fee Paid (\$)</th> </tr> </thead> <tbody> <tr> <td>-100</td> <td>=</td> <td>/50</td> <td>=</td> <td>0</td> </tr> </tbody> </table> <p>4. OTHER FEE(S)</p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Fee Paid (\$)</th> </tr> </thead> <tbody> <tr> <td><u>3-Month Extension of Time (Large Entity)</u></td> </tr> <tr> <td><u>\$1,020.00</u></td> </tr> </tbody> </table>					FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Application Type								Utility		300		500		200		Design		200		100		130		Plant		200		300		160		Reissue		300		500		600		Provisional		200		0		0		Fee Description	Small Entity	Fee (\$)	Each claim over 20 (including Reissues)		50	Each independent claim over 3 (including Reissues)		200	Multiple dependent claims		360	Fee (\$)	Fee Paid (\$)	x	=0	Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)	-100	=	/50	=	0	Fee Paid (\$)	<u>3-Month Extension of Time (Large Entity)</u>	<u>\$1,020.00</u>
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SUBMITTED BY			
Signature		Registration No. (Attorney/Agent)	41,642
Name (Print/Type)	Christopher A. Brown	Telephone	(317) 634-3456
		Date	October 2, 2006

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Signature		Date	October 2, 2006